IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.33869 of 2008
MISHRI YADAV … … Petitioner
Versus
THE STATE OF BIHAR … … Opp. Party
For the petitioner: Shri Dharmendra Jha
For the State: Shri Dashrath Mehta, APP
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3. 11.11.2008 Heard.

The case is under Section 302 of the Indian Penal Code and relates to death of a seven year old girl child. The allegation is that it was this petitioner who picked up the child from the lap of her mother and dashed it against the ground so as to killing it. There is support of the allegation by the witness examined in paragraph 9 of the case diary who could be the Bhabhi of the petitioner. Right from paragraph 11 and onwards the witnesses have stated that, in fact, the mother of the child came with it and started scuffling with the accused persons and in that course the child slipped out of her and died.

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Let the petitioner Mishri Yadav be released from custody on his furnishing a bond of Rs. 10,000/-( ten thousand) with two

sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Darbhanga, in Sakatpur P.S.Case No. 75 of 2007.

( Dharnidhar Jha, J.)

Kanth

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